

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Schillinger et al.

Serial No.: 10/052,771

Filed: January 23, 2002

For: PLANTS HAVING RESISTANCE TO
MULTIPLE HERBICIDES AND ITS USE

Group Art Unit: 1661

Examiner: Para, Annette H.

Atty. Dkt. No.: ASGR:002USD1

Confirmation No.: 7104

CERTIFICATE OF ELECTRONIC TRANSMISSION

I hereby certify that this correspondence is being
electronically filed with the United States Patent and
Trademark Office via EFS-Web on the date below.

July 23, 2007

Date

Robert E. Hanson

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this Supplemental Information Disclosure Statement be entered and the documents listed on attached Form PTO-1449 be considered by the Examiner and made of record. Copies of the listed documents required by 37 C.F.R. § 1.98(a)(2) are enclosed for the convenience of the Examiner.

In accordance with 37 C.F.R. §§ 1.97(g), (h), this Supplemental Information Disclosure Statement is not to be construed as a representation that a search has been made, and is not to be

construed to be an admission that the information cited is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

This application is a divisional application of Serial No. 08/813,788, filed March 7, 1997, now U.S. Patent No. 6,376,754 and is relied upon for an earlier filing date under 35 U.S.C. § 120. In accordance with Rule 37 C.F.R. § 1.98(d) only copies of those documents not previously cited and submitted to the Patent and Trademark Office in prior application Serial No. 08/813,788 are enclosed for the convenience of the Examiner. Applicants further note that Application Serial No. 11/482,859, filed July 7, 2006, is a divisional of the current case.

This application is related by inventorship and subject matter to the aforementioned applications.

The required fee in the amount of \$180.00 in connection with the filing of this paper are being charged to a credit card through EFS-Web concurrently with this submission. The Commissioner is hereby authorized to deduct any underpayment of fees or any additional fees required under 37 C.F.R. §§ 1.16 to 1.21 in connection with the filing of this paper from Fulbright & Jaworski Deposit Account No.: 50-1212/ASGR:002USD1.

Applicants respectfully request that the listed documents be made of record in the present case.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'R. Hanson', written over the typed name.

Robert E. Hanson
Reg. No. 42,628
Attorney for Applicants

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(512) 474-5201

Date: July 23, 2007

Form PTO-1449 (modified)	Atty. Docket No.: ASGR:002USD1	Serial No.: 10/052,771
List of Patents and Publications for Applicant's INFORMATION DISCLOSURE STATEMENT (Use several sheets if necessary)	Applicant: Schillinger et al.	
	Filing Date: January 23, 2002	Group: 1661
U.S. Patent Documents See Page 1	Foreign Patent Documents See Page 1	Other Art See Page 1

U.S. Patent Documents

Exam. Init.	Ref. Des.	Document Number	Date	Name	Class	Sub Class	Filing Date of App.
	A9	2002/112260	08/15/02	Schillinger <i>et al.</i>	430	45.2	01/23/02
	A10	5,141,870	08/25/92	Bedbrook <i>et al.</i>	435	320.1	01/18/91
	A11	5,188,642	02/23/93	Shah <i>et al.</i>	47	58.1R	02/12/90
	A12	5,312,910	05/17/94	Kishore <i>et al.</i>	536	23.2	09/04/92
	A13	5,599,769	02/04/97	Hacker <i>et al.</i>	504	128	06/05/95
	A14	5,633,435	05/27/97	Barry <i>et al.</i>	800	288	09/13/94
	A15	6,376,754	04/23/02	Schillinger <i>et al.</i>	800	312	03/07/97

Foreign Patent Documents

Exam. Init.	Ref. Des.	Document Number	Date	Country	Language
	B2	2,283,460	03/05/98	Canada	English
	B3	EP 0 430 511	11/16/90	Europe	English
	B4	WO 87/06606	04/21/87	PCT	English
	B5	WO 98/39419	09/11/98	PCT	English

Other Art (Including Author, Title, Date Pertinent Pages, Etc.)

Exam. Init.	Ref. Des.	Citation
	C2	Office Action regarding Application No. 11/482,859, April 9, 2007.
	C3	Neve, "Multiple herbicide resistance in a glyphosate-resistant rigid ryegrass (<i>Lolium rigidum</i>) population, <i>Weed Science</i> , 52(6):920-928, 2004 (Abstract only)
	C4	Wilson <i>et al.</i> , "Weed Management in Onion Grown for Dehydration," <i>Commercial Horticulture Newsletter</i> , January – February 1997.
	C5	Wilcox <i>et al.</i> , "Backcrossing high seed protein to a soybean cultivar," <i>Crop Sci.</i> , 35:1036-1041, 1995

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EXAMINER:

DATE CONSIDERED:

EXAMINER: INITIAL IF REFERENCE CONSIDERED, WHETHER OR NOT CITATION IS IN CONFORMANCE WITH MPEP609; DRAW LINE THROUGH CITATION IF NOT IN CONFORMANCE AND NOT CONSIDERED. INCLUDE COPY OF THIS FORM WITH NEXT COMMUNICATION TO APPLICANT.

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U.S. Patent Documents See Page 1	Foreign Patent Documents See Page 1	Other Art See Page 1	

Other Art (Including Author, Title, Date Pertinent Pages, Etc.)

Exam. Init.	Ref. Des.	Citation
	C6	Hanson <i>et al.</i> , "Genetic analysis of energy production in soybean," <i>Crop Sci.</i> , 1:121-126, 1998.
	C7	Openshaw <i>et al.</i> , "Selection indexes to modify protein concentration of soybean seeds," <i>Crop Sci.</i> , 24(1):1-4, 1984.
	C8	Shankle <i>et al.</i> , "Weed management using liberty-link technology," <i>Weed Sci. Soc. Am.</i> , 37,88, 1997. (Abstract)
	C9	"Possible pleiotropic effects in herbicide-resistant crops," In: Herbicide Resistant Crops: Agricultural, Environmental, Regulatory, and Technical Aspects, Duke (Ed.), Lewis Publishers, CRC Press, Inc., Boca Raton, Florida, pp. 201-210, 1996.
	C10	Schell <i>et al.</i> , "Ti plasmids as experimental gene vectors for plants," <i>Advances in Gene Technology: Molecular Genetics of Plants and Animals</i> , Miami Winter Symposia, Miami, Florida, 20:191-209, 1993.
	C11	Lee <i>et al.</i> , "The molecular basis of sulfonylurea herbicide resistance in tobacco," <i>EMBO J.</i> , 7:1241-1248, 1998.
	C12	Restriction Requirement regarding Application No. 08/813,788, October 2, 1998.
	C13	Response to Restriction Requirement regarding Application No. 08/813,788, October 26, 1998.
	C14	Restriction Requirement regarding Application No. 08/813,788, April 14, 1999.
	C15	Response to Restriction Requirement regarding Application No. 08/813,788, May 3, 1999.
	C16	Office Action regarding Application No. 08/813,788, July 21, 1999.
	C17	Amendment and Response to Office Action regarding Application No. 08/813,788, December 21, 1999.
	C18	Final Office Action regarding Application No. 08/813,788, March 28, 2000.
	C19	Interview Summary regarding Application No. 08/813,788, July 11, 2000.
	C20	Preliminary Amendment regarding Application No. 08/813,788,, July 27, 2000.
	C21	Office Action regarding Application No. 08/813,788, October 11, 2000.
	C22	Response to Restriction Requirement regarding Application No. 08/813,788, November 13, 2000.

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Other Art (Including Author, Title, Date Pertinent Pages, Etc.)

Exam. Init.	Ref. Des.	Citation
	C23	Office Action regarding Application No. 08/813,788, January 31, 2001.
	C24	Interview Summary regarding Application No. 08/813,788, June 27, 2001.
	C25	Amendment and Response to Office Action regarding Application No. 08/813,788, July 2, 2001.

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